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9 Attorneys for Defendants Rural/Metro Fire Dept., Inc.,
10 Grant Reed and Brittany Reed

11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE DISTRICT OF ARIZONA**

13 Robert Steven Cutler, individually and as
14 Administrator of the Estate of David A. Cutler,
15 deceased, on behalf of himself and on behalf of
16 all beneficiaries of the Estate of David A.
Cutler, deceased, and Renee Luddington Cutler,

17 Plaintiffs,

18 vs.

19 Mark D. Napier, Sheriff of Pima County,
20 Arizona, in his official capacity; Rural/Metro
21 Fire Dept., Inc., an Arizona for profit
corporation, Keith Barnes and Jane Doe Barnes,
22 his spouse, Grand Reed and Brittany Reed,

23 Defendants.

No. 18-CV-00383-TUC-JCH

**DEFENDANTS RURAL/METRO
FIRE DEPT., INC., GRANT REED
AND BRITTANY REED'S
SUPPLEMENTAL STATEMENT
OF FACT IN SUPPORT OF THEIR
COMBINED REPLY IN SUPPORT
OF THEIR MOTIONS FOR
SUMMARY JUDGMENT RE:
NEGLIGENCE CLAIM – EXPERT
TESTIMONY PRECLUSION**

**(Assigned to the Honorable
John C. Hinderaker)**

25 Defendants Rural/Metro First Dept., Inc., Grant and Brittany Reed (collectively
26 "RM") respectfully submit this Supplemental Statement of Fact in support of their

1 Combined Reply in Support of their Motions for Summary Judgment RE: Negligence
2 Claim – Expert Testimony Preclusion.

3 **STATEMENT OF FACT**

4 1. During Mr. Haro's deposition, Mr. Haro admitted that it was not about "time"
5 to him, but rather what he perceived to be as his effort and passion as to what he wants to
6 do. *See Exhibit A*, Deposition of Guillermo Haro at p. 143, lns. 5-24.

7 RESPECTFULLY SUBMITTED this 9th day of December, 2020.
8

9 SATTERLEE GIBBS PLLC
10

11 By: /s/ Scott Reynolds
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CERTIFICATE OF SERVICE

I hereby certify that on December 9, 2020, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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By: /s/ Kirsten Sylvia